

Brian Downs

From: Brian Downs
Sent: Monday, March 5, 2018 5:15 PM
To: 'Ashley Scott'
Cc: Buffy Heater
Subject: HB 3676 information

Ashley,
Here is additional information you requested regarding HB3676 (Use of federal family planning funds for the Choosing Childbirth Act).

Hope this helps! Please let us know if you need additional information.

Brian

P.s. Buffy Heater will be serving as our legislative liaison during our current transition. She is copied on this email.

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OSDH is only allowed to utilize federal family planning grant funds according to an approved application by Health Resources and Services Administration (HRSA) Office of Population Affairs (OPA) and within the Title X family planning rules and regulations set forth in federal law.

From the Program Requirements for Title X Funded Family Planning Project
https://www.hhs.gov/opa/sites/default/files/ogc_-_cleared-final-april.pdf

"To assist individuals in determining the number and spacing of their children through the provision of affordable, voluntary family planning services, Congress enacted the Family Planning Services and Population Research Act of 1970 (Public Law 91-572)." The law amended the Public Health Service (PHS) Act to add Title X, "Population Research and Voluntary Family Planning Programs." Section 1001 of the PHS Act (as amended) authorizes grants "to assist in the establishment and operation of voluntary family planning projects which shall offer a broad range of acceptable and effective family planning methods and services (including natural family planning methods, infertility services, and services for adolescents)."

Additionally there does not appear to be any language anywhere suggesting Title X funds can be used after pregnancy is achieved. The purpose of Title X funds is to assist families in determining the number and spacing of their children and assistance with achieving pregnancy. Title X funding stops at achieving pregnancy – not taking care of women after they are pregnant. Title X requires information and counseling be provided about all options and the Choosing Childbirth Act requires support for women carrying their children to term only – nothing about providing information on all options for family planning.

Federal Statutory References:
CFR Title 42/Chapter 1/Subchapter D/Part 59

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